

1 THE HONORABLE JOHN C. COUGHENOUR

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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 WILLIE RUSSELL,

10 Plaintiff,

11 v.

12 DEPUTY SHERIFF ZOELLIN, *et al.*,

13 Defendants.
14

CASE NO. C18-0827-JCC

MINUTE ORDER

15 The following Minute Order is made by direction of the Court, the Honorable John C.
16 Coughenour, United States District Judge:

17 This matter comes before the Court on the telephonic status conference held on April 22,
18 2019. Having heard argument from the parties and considered the relevant record (Dkt. Nos. 15,
19 17, 19, 22–30) the Court ORDERS as follows:

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- 21 • Defendants’ motion to stay discovery (Dkt. No. 15) is DENIED. District courts
22 have wide discretion in controlling discovery. *Little v. City of Seattle*, 863 F.2d
23 681, 685 (9th Cir. 1988). Here, a stay of discovery will not further the goals of
24 judicial economy or case efficiency, given the amount of discovery that has
25 already occurred and that discovery will be concluded in less than a month.
 - 26 • Plaintiff’s motion for a continuance pursuant to Federal Rule of Civil Procedure
56(d) (Dkt. No. 30.) is GRANTED. Plaintiff has filed an affidavit setting forth

1 specific facts that further discovery—specifically, the depositions of Defendants
2 and other witnesses—would reveal and explaining why such facts would allow
3 him to defeat Defendants’ motion for summary judgment. (Dkt. No. 22.); *see*
4 *Tatum v. City & Cty. of San Francisco*, 441 F.3d 1090, 1100 (9th Cir. 2006). In
5 accordance with the Court’s ruling, Defendants shall file their renewed motion
6 for summary judgment no later than June 14, 2019. Plaintiff shall file his
7 response no later than June 28, 2019. Defendants shall file their reply no later
8 than July 5, 2019. Defendants shall note their motion for summary judgment for
9 this Court’s consideration on July 5, 2019. The length and formatting of the
10 parties’ briefs shall comply with the requirements of Local Civil Rule 7.

11 The Clerk is DIRECTED to terminate Defendants’ pending motion for summary
12 judgment (Dkt. No. 22.) Going forward, the parties shall file all pleadings under the caption:

13 *Willie Russell v. Deputy Sheriff Zoellin, et al.*

14 DATED this 22nd day of April 2019.

15 William M. McCool
16 Clerk of Court

17 s/Tomas Hernandez
18 Deputy Clerk
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